

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6658

BILL NUMBER: HB 1783

NOTE PREPARED: Dec 3, 2004

BILL AMENDED:

SUBJECT: Alcohol Vaporizing Device and Vaporized Alcohol.

FIRST AUTHOR: Rep. Harris E

BILL STATUS: As Introduced

FIRST SPONSOR:

FUNDS AFFECTED: X GENERAL
X DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill makes the purchase, offer for sale, or possession of an alcohol vaporizing device or vaporized alcohol a Class A infraction. The bill makes a subsequent offense a Class A misdemeanor if a person knowingly or intentionally commits the subsequent offense.

Effective Date: July 1, 2005.

Explanation of State Expenditures:

Explanation of State Revenues: This bill makes it a Class A infraction to purchase, offer for sale, or possess, an alcohol vaporizing device or vaporized alcohol. The maximum judgment for a Class A infraction is \$10,000, which would be deposited in the state General Fund. However, any additional revenue is likely to be small.

The bill makes it a Class A misdemeanor to (a) knowingly or intentionally violate the aforementioned bill requirement and (b) have a prior unrelated judgement or conviction under the aforementioned bill requirement. If additional court cases occur and fines are collected, revenue to both the Common School Fund (from fines) and the state General Fund (from court fees) would increase. The maximum fine for a Class A misdemeanor is \$5,000. However, any additional revenue would likely be small.

Explanation of Local Expenditures: A Class A misdemeanor is punishable by up to one year in jail.

Explanation of Local Revenues: If additional court actions occur and a guilty verdict is entered, local governments would receive revenue from court fees. However, any change in revenue would likely be small.

State Agencies Affected:

Local Agencies Affected: Trial courts, local law enforcement agencies.

Information Sources:

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